

EXPRESS MAIL RECEIPT NO.: EL219493373US  
DEPOSITED ON MARCH 26, 1999

PATENT  
DKT. #22582

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Seitz, et al.

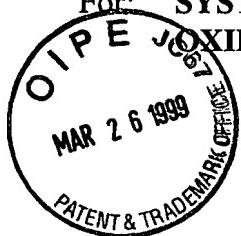
Application No.: 09/095,174

Group No.: 1614

Filed: June 10, 1998

Examiner: Schenkman, L.

For: SYSTEMS AND METHODS FOR TOPICAL TREATMENT WITH NITRIC



ELECTION UNDER 37 C.F.R. §§ 3.71 AND 3.73  
AND POWER OF ATTORNEY

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

The undersigned, being Assignee of record of the entire interest in the above-identified application by virtue of an assignment recorded in the United States Patent and Trademark Office as set forth below, hereby elects, under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventors.

The Assignee hereby revokes any previous Powers of Attorney and appoints:

Bill D. McCarthy, Registration No. 26,772

Daniel S. Hodgins, Registration No. 31,026 /

Phillip L. Free, Jr., Registration No. 38,143

Randall K. McCarthy, Registration No. 39,297

Mitchell K. McCarthy, Registration No. 38,794

each an attorney or agent of the firm of CROWE & DUNLEVY, as its attorney or agent for so long as they remain with such firm, with full power of substitution and revocation, to prosecute the application, to make alterations and amendments therein, to transact all business in the Patent and Trademark Office in connection therewith, and to receive any Letters Patent, and for one year after issuance of such Letters Patent to file any request for a certificate of correction that may be deemed appropriate.

(Election Under 37 CFR 3.71 & 3.73 and  
Power of Attorney -page 1 of 2)

Pursuant to 37 C.F.R. § 3.73, the undersigned has reviewed the evidentiary documents, specifically the Assignment to Nitric Oxide Solutions, referenced below, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

Please direct all communications as follows:

**Daniel S. Hodgins**  
**CROWE & DUNLEVY**  
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**(405) 232-5600**  
**FAX (405) 232-5636**

**ASSIGNEE:**  
**NITRIC OXIDE SOLUTIONS**

Date: 3/15/99

By: William A. Seitz  
Name: William A. Seitz  
Title: Managing Partner

**ASSIGNMENT:**

- Concurrently filed
- Previously recorded

Date: August 17, 1998

Reel: 9404

Frame: 0204

(Election Under 37 CFR 3.71 & 3.73 and  
Power of Attorney -page 2 of 2)